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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

PDR

DEPI

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

John Otten
 vs

mortgage Home Comerger Financial
 Navy Federal Credit Union
 World Savings

SUMMONS IN A CIVIL ACTION

Case No. 08 CV 0254 JM JMA

TO: (Name and Address of Defendant)

Navy Federal Credit Union
 820 Follen Ln. P.O. Box 3501
 Maryland, VA 22119

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

John Otten
 2689 Dalsay St.
 San Diego, CA 92154

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

CLERK

2/11/08

DATE

By

C. POSTMANN Deputy Clerk

Summons in a Civil Action

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RETURN OF SERVICE			
Service of the Summons and Complaint was made by me	DATE <u>2/11/08</u>		
NAME OF SERVER <u>Susan Chava</u>	TITLE: <u>messenger</u>		
Check one box below to indicate appropriate method of service			
Served personally upon the defendant. Place where served: _____			
Left copies thereof at the defendant's dwelling, house or usual place of abode with a person of suitable age and discretion then residing therein:			
Name of person with whom the summons and complaint were left: _____			
Return unexecuted:			
Other (specify): <u>To address on front by certified return receipt mail USPS.</u>			
STATEMENT OF SERVICE FEES			
TRAVEL _____	_____	SERVICES <u>11.00</u>	TOTAL \$0.00 <u>(11.00)</u>
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service is true and correct.			
Executed on: <u>2/11/08</u>	_____ Signature of Server		
Date	<u>113 W. 62 St. San Diego, Ca 92101</u>		
Address of Server			
<u>NOTICE OF RIGHT TO CONSENT TO TRIAL BY A UNITED STATES MAGISTRATE</u>			
IN ACCORDANCE WITH THE PROVISION OF 28 USC 636(C) YOU ARE HEREBY NOTIFIED THAT A U.S. MAGISTRATE OF THIS DISTRICT MAY, UPON CONSENT OF ALL PARTIES, CONDUCT ANY OR ALL PROCEEDINGS, INCLUDING A JURY OR NON-JURY TRIAL, AND ORDER THE ENTRY OF A FINAL JUDGMENT. <u>COUNSEL FOR THE PLAINTIFF HAS RECEIVED A CONSENT FORM.</u>			
YOU SHOULD BE AWARE THAT YOUR DECISION TO CONSENT OR NOT CONSENT IS ENTIRELY VOLUNTARY AND SHOULD BE COMMUNICATED SOLELY TO THE CLERK OF COURT. ONLY IF ALL PARTIES CONSENT WILL THE JUDGE OR MAGISTRATE TO WHOM THE CASE HAS BEEN ASSIGNED BE INFORMED OF YOUR DECISION.			
JUDGEMENTS OF THE U.S. MAGISTRATES ARE APPEALABLE TO THE U.S. COURT OF APPEALS IN ACCORDANCE WITH THIS STATUTE AND THE FEDERAL RULES OF APPELLATE PROCEDURE.			
1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure			

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